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United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

OLAMIDE YUSUF BAKARE,

Defendant.

CASE NO. 2:21-CR-0237 DAD

AMENDED STIPULATION REGARDING
EXCLUDABLE TIME PERIODS UNDER SPEEDY
TRIAL ACT; ORDER

DATE: October 18, 2022
TIME: 9:30 a.m.
COURT: Hon. Dale A. Drozd

STIPULATION

1. By previous order, this matter was set for status on October 18, 2022, with the Honorable Dale A. Drozd. By this stipulation, Defendant Olamide Yusuf Bakare now moves to continue the status conference to November 29, 2022. The defendant and the government (the “parties”) also jointly move to exclude time between October 18, 2022, and November 29, 2022, under Local Code T4.

2. The parties agree and stipulate, and request that the Court find the following:

a) The government has represented that the discovery associated with this case includes over 36,700 items and pages of law enforcement reports, EDD records, bank records, witness statements, photographs, audio recordings, search warrant items, fraud loss reports, images of debit cards, ATM footage, cellular phone extractions, and criminal histories. The discovery also includes Cellebrite reports for the cellular phones of all three defendants. Since the last continuance, the government has also produced additional discovery including an

1 investigative report and spreadsheets summarizing hundreds of fraudulent debit card transactions
2 and loss amount summaries. All this discovery has been either produced directly to counsel
3 and/or made available for inspection and copying.

4 b) Counsel for defendant desires additional time to consult with her client, to review
5 the current charges, to conduct investigation and research related to the charges, to review
6 discovery for this matter, to discuss potential resolutions with her client, and to otherwise prepare
7 for trial. Much of these efforts have been difficult and delayed given the COVID-19 pandemic
8 across the country and the distance between all three defendants and their counsel. For example,
9 Defendant Bakare resides in or near Maryland, whereas his counsel resides in the Eastern
10 District of California.

11 c) Counsel for defendant believes that failure to grant the above-requested
12 continuance would deny them the reasonable time necessary for effective preparation, taking into
13 account the exercise of due diligence.

14 d) The government does not object to the continuance.

15 e) Based on the above-stated findings, the ends of justice served by continuing the
16 case as requested outweigh the interest of the public and the defendant in a trial within the
17 original date prescribed by the Speedy Trial Act.

18 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
19 et seq., within which trial must commence, the time period of October 18, 2022 to November 29,
20 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
21 T4] because it results from a continuance granted by the Court at defendant's request on the basis
22 of the Court's finding that the ends of justice served by taking such action outweigh the best
23 interest of the public and the defendant in a speedy trial.

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3. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: October 18, 2022

PHILLIP A. TALBERT
United States Attorney

/s/ ROBERT J. ARTUZ
ROBERT J. ARTUZ
Assistant United States Attorney

Dated: October 18, 2022

/s/ CANDICE FIELDS
CANDICE FIELDS
Counsel for Defendant
OLAMIDE YUSUF BAKARE

ORDER

Pursuant to the stipulation of the parties, the October 18, 2022 status conference as to defendant Bakare is vacated and re-scheduled for November 29, 2022 at 9:30 a.m.. Time is excluded between October 18, 2022, and November 29, 2022, under Local Code T4.

IT IS SO ORDERED.

Dated: October 24, 2022

Dale A. Droyd
UNITED STATES DISTRICT JUDGE